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September 15, 2022

VIA ECF

MEMORANDUM ENDORSED

Hon. Gabriel W. Gorenstein  
United States Magistrate Judge  
United States District Court  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: Mateer et al. v. Peloton Interactive, Inc. Case 1:22-cv-00740-LGS-GWG

Dear Judge Gorenstein:

Enclosed is an errata sheet listing the corrections to the transcript of the parties' August 17, 2022 hearing (Dkt. 100). Counsel for the parties have agreed on the changes set forth in the errata sheet and respectfully request that the Court order the court reporter to make the revisions to the transcript.

Respectfully submitted,

/s/ Harris M. Mufson  
Harris M. Mufson

cc: All Counsel of Record (via ECF)

The Court does not deem it appropriate to correct errors made by the speakers at the conference, which are designated as "Mischaracterizes the record" in the "errata" sheets, inasmuch as the transcript accurately represents what those speakers said at the conference in these instances. (The Court notes, however, that the errors on page 5 line 18 and page 17 line 19 could be designated as transcription errors).

The parties are free to make a new application that contains a listing only of transcription errors and to seek correction of those errors. Such an application is unnecessary, however, as the Court accepts the parties' corrections and the parties are hereby authorized to quote from the transcript in the manner as corrected in this letter (using brackets) rather than quoting the original version.

So Ordered.

  
\_\_\_\_\_  
GABRIEL W. GORENSTEIN  
United States Magistrate Judge

September 16, 2022

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**Mateer v. Peloton Interactive, Inc., Docket No. 1:22-cv-00740-LGS-GWG**

**August 17, 2022 Remote Discovery Conference**

**Errata List**

Page	Line(s)	Change	Reason
4	4	plaintiff's → plaintiffs'	Mischaracterizes the record
4	10	defendants → defendant	Mischaracterizes the record
4	15	James → Jaynes	Transcription error
5	3	plaintiff's → plaintiffs'	Mischaracterizes the record
5	4	defendants understand → defendant understands	Mischaracterizes the record
5	18	plaintiff's → plaintiffs'	Mischaracterizes the record
6	11	<i>Sharwin</i> → <i>Charlot</i>	Transcription error
6	11	<i>Henney</i> → <i>Henig</i>	Transcription error
8	20	plaintiff has → plaintiffs have	Mischaracterizes the record
9	5	not → no	Transcription error
10	15	plaintiff has → plaintiffs have	Mischaracterizes the record
10	23	<i>City</i> → <i>Sydney</i>	Transcription error
13	7	plaintiff seeks → plaintiffs seek	Mischaracterizes the record
13	13	plaintiff → plaintiffs	Mischaracterizes the record
13	15	plaintiff is → plaintiffs are	Mischaracterizes the record
13	25	plaintiff → plaintiffs	Mischaracterizes the record
14	3	plaintiff → plaintiffs	Mischaracterizes the record
14	5	defendants are → defendant is	Mischaracterizes the record
14	25	defendants are → defendant is	Mischaracterizes the record
15	13	defendants want → defendant wants	Mischaracterizes the record
17	9	defendants → defendant	Mischaracterizes the record
17	19	plaintiff's → plaintiffs'	Mischaracterizes the record
18	14	marking → marching	Transcription error
18	24	day → data	Transcription error
20	16	defraud → decide (x2)	Transcription error
20	20	plaintiff's → defendant's	Mischaracterizes the record
21	7	that with → than with	Transcription error
21	13	plaintiff has intensified → plaintiffs are incentivized	Transcription error
21	13	a reasonable → as reasonable	Transcription error
21	14	as defendant → as is defendant	Omitted word
22	6	plaintiff → plaintiffs	Mischaracterizes the record
22	7	plaintiff → plaintiffs	Mischaracterizes the record
22	10	plaintiff → plaintiffs	Mischaracterizes the record
22	13-21	THE COURT: No, actually, I don't care. The order doesn't matter. So just to . . . Peloton → THE COURT: No, actually, I don't care. The order doesn't matter.	Transcription error

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Page	Line(s)	Change	Reason
		MR. MUFSON: So just to . . . Peloton	
23	7	no understand exemption → I understand exemption	Transcription error
23	12	as → a	Transcription error
23	14	organization. Then → organization, then	Transcription error
23	17	individual's → individuals'	Transcription error
23	22	satisfy → satisfied	Transcription error
23	24	plaintiff → plaintiffs	Mischaracterizes the record
24	22	ta → a	Transcription error
24	23	classified → class-wide	Transcription error
26	5	plaintiff → plaintiffs	Mischaracterizes the record
28	3	plaintiff → plaintiffs	Mischaracterizes the record
28	4-5	defendants offer → defendant offers	Mischaracterizes the record
29	14	and → an	Transcription error
30	4	about as → about a	Transcription error
30	18	<i>Surgeon</i> → <i>Sungjin</i>	Transcription error
30	19	defendants → defendant	Mischaracterizes the record
32	20	extension → objection	Transcription error